

**CITY OF NEWBERG CITY COUNCIL MINUTES  
TUESDAY, JANUARY 19, 2010  
7:00 P.M. MEETING  
PUBLIC SAFETY BUILDING TRAINING ROOM  
401 EAST THIRD STREET**

Executive Session was held during the Work Session prior to the meeting. No decisions were made.

**I. CALL MEETING TO ORDER**

Mayor Bob Andrews called the meeting to order at 7:05 PM.

**II. ROLL CALL**

Members

Present:	Mayor Bob Andrews	Denise Bacon	Bob Larson
	Stephen McKinney	Bart Rierson	Wade Witherspoon

Members

Absent: Marc Shelton (excused)

Staff

Present:	Daniel Danicic, City Manager	Terrence Mahr, City Attorney
	Barton Brierley, Planning and Building Director	Norma Alley, City Recorder
	Janelle Nordyke, Finance Director	Jennifer Nelson, Recording Secretary
	Elaina Canutt, Financial Analyst	

Others

Present: Adam Winston and Senator Larry George

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was performed.

**IV. CITY MANAGER'S REPORT**

Mr. Daniel Danicic, City Manager, reminded council members about the Mid-Willamette Valley Council of Governments (MWVCOG) dinner tomorrow night and when to meet for the carpool. He spoke of the Cultural Center's dinner on January 24<sup>th</sup> being sold out and the Budget meeting next Monday night at 7:00 PM in the Public Safety Building (PSB). He also discussed the use of social media by local governments and upcoming plans to create a Facebook website for the Newberg City Council.

**V. PUBLIC COMMENTS**

None.



## VI. CONSENT CALENDAR

1. Consider a motion approving **Resolution No. 2010-2883** initiating text amendments for flood hazard policies to the Comprehensive Plan and Development Code and adopting the current Yamhill County Flood Insurance Study and National Flood Insurance Rate Maps.

This item was pulled from the Consent Calendar and moved to the third item under New Business.

2. Consider a motion approving **City Council Minutes** for December 21, 2009.

**MOTION: Larson/Rierson** to approve the City Council Minutes for December 21, 2009. (6 Yes/0 No/1 Absent [Shelton]) Motion carried.

## VII. NEW BUSINESS

1. Consider a motion approving **Resolution No. 2010-2881** accepting the annual audit report and financial statements for fiscal year ending June 30, 2009.

TIME – 7:13 PM

Ms. Janelle Nordyke, Finance Director, and Ms. Elaina Canutt, Financial Analyst, presented the staff report (see official meeting packet for full report).

Councilor Wade Witherspoon noticed the same company was used for the last seven years and asked if the City ever used someone else. Staff replied they did send a Request for Proposal (RFP) after the first contract expired and the same company gave the lowest bid. Staff added there are only five to six firms who are willing and qualified to audit governments and are willing to do a City of Newberg's size.

**MOTION: Larson/Bacon** to approve **Resolution No. 2010-2881** accepting the annual audit report and financial statements for fiscal year, ending June 30, 2009. (6 Yes/0 No/1 Absent [Shelton]) Motion carried.

2. Consider a motion approving **Resolution No. 2010-2882** consenting to assign garbage services exclusive franchise with the City of Newberg to Waste Management of Oregon, Inc.

TIME – 7:40 PM

Mr. Terrence Mahr, City Attorney, presented the staff report (see official meeting packet for full report).

Councilor Bob Larson asked if there would be any changes in fees as a result of this. Staff replied there would be no change in fees.

Mr. Adam Winston, Director of Operations for Waste Management of Oregon, Inc., said he was excited to be a member of the community of Newberg and wished to continue to provide this important service.

Councilor Bart Rierson asked if they would continue with the current co-mingled recycling program including the once a year hazardous waste drop off and the electronics recycling on Saturdays. He understands that glass recycling is not profitable right now, but wondered if there might be a possibility of this in the future. Mr. Winston said there would be no changes as they would continue to provide the same standard services and if they can expand they will do so.

**MOTION: Rierson/Larson** to approve **Resolution No. 2010-2882** consenting to assign garbage services exclusive franchise with the City of Newberg to Waste Management of Oregon, Inc. (6 Yes/0 No/1 Absent [Shelton]) Motion carried.

3. Consider a motion approving **Resolution No. 2010-2883** initiating text amendments for flood hazard policies to the Comprehensive Plan and Development Code and adopting the current Yamhill County Flood Insurance Study and National Flood Insurance Rate Maps.

TIME – 7:47 PM

Mr. Danicic presented the staff report and distributed a revised page 5 (see official meeting packet for full report).

Councilor McKinney asked if these were new documents being added to the City code or just a revision of what is already present. Staff replied it is more of an enhancement of what is already in the current code.

Councilor Rierson felt it was wise to move forward with this so that owners can purchase flood insurance, which they cannot currently do with the code as it is. He supported the resolution.

**MOTION: Larson/McKinney** to approve **Resolution No. 2010-2883** initiating text amendments for flood hazard policies to the Comprehensive Plan and Development Code and adopting the current Yamhill County Flood Insurance Study and National Flood Insurance Rate Maps as amended. (6 Yes/0 No/1 Absent [Shelton]) Motion carried.

## **VIII. EXECUTIVE SESSION**

Executive Session pursuant to ORS 192.660(2)(a) relating to employment of a public officer – Municipal Judge Recruitment.

The Executive Session was held during the Work Session prior to the meeting. No decisions were made.

## **IX. COUNCIL BUSINESS**

TIME – 7:56 PM

Senator Larry George gave updates to the Council on current legislative activities.

General discussion was held concerning support for the prioritizing of the Newberg/Dundee bypass and efforts needed by local governments to be considerably more engaged.

The Council agreed to compose a letter of support for the bypass to be sent to the governor.

Councilor Rierson expressed concerns for the break down in negotiations with the manufactured home park on 2<sup>nd</sup> Street for the need to install sidewalks. Staff explained the sidewalk requires a right-of-way dedication and the owners are not willing to agree to this.

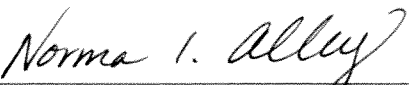
Councilor McKinney asked if pursuing condemnation was a viable option. Staff was unsure if the need for condemnation could be proven at this time. As of now, staff is considering just putting a sidewalk on the north with a crosswalk to the south which would have just a gutter.

Mr. Mahr gave updates on the initiative petition meetings and negotiations. He spoke of upcoming conferences with the League of Oregon Cities (LOC) and what would be in store once the initiative is approved and circulating for petitions.

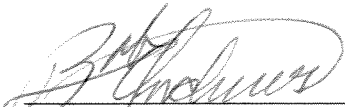
**X. ADJOURNMENT**

The meeting adjourned at 9:03 PM.

**ADOPTED** by the Newberg City Council this 16<sup>th</sup> day of February, 2010.

  
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Norma I. Alley, City Recorder

**ATTEST** by the Mayor this 18<sup>th</sup> day of February, 2010.

  
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Bob Andrews, Mayor